



DANIEL HARRIGAN, MAYOR

## CITY OF AKRON, OHIO

*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Mike Freeman, President Pro-Tem*

### Members of Council:

Jeff Fusco, <b>At-Large</b>	Tara Mosley, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Brad McKittrick, <b>Ward 6</b>
Ginger Baylor, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Nancy Holland, <b>Ward 1</b>	Shammas Malik, <b>Ward 8</b>
Phil Lombardo, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Sharon Connor, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

### Council Agenda For March 21, 2022 **DRAFT**

Regular Meeting held on March 14, 2022. All members were present except Neal. Minutes of the previous meeting approved.

### CONSENT AGENDA

- 1 ORDINANCE authorizing the Mayor and/or his designee(s) to apply for, to accept if awarded, and to enter into an agreement with the State of Ohio, Department of Education, for After School Program grants for the 2022-2023 school year; and declaring an emergency. (BUDGET & FINANCE)
- 2 ORDINANCE authorizing the purchase of 2055 Basswood Ave. and 2007 Basswood Ave. pursuant to the FEMA Hazard Mitigation Grant Program; and declaring an emergency. (PLANNING & ECONOMIC DEVELOPMENT)
- 3 RESOLUTION declaring it necessary to improve certain streets between certain termini (2022 Phase I Arterial/Collector Resurfacing Program) by resurfacing such streets with asphaltic concrete 402/404; and declaring an emergency. (PUBLIC SERVICE)
- 4 RESOLUTION declaring it necessary to improve certain streets between certain termini (2022 Phase I Residential Resurfacing Program) by resurfacing such streets with asphaltic concrete 402/404; and declaring an emergency. (PUBLIC SERVICE)

- 5 RESOLUTION declaring it necessary to improve certain streets between certain termini (2022 Phase I Unimproved Street Resurfacing Program) by treating the surface thereof with substances designed to preserve the surface; and declaring an emergency. (PUBLIC SERVICE)
- 6 RESOLUTION declaring it necessary to improve certain streets between certain termini (2022 Phase I Partial Depth Pavement Replacement Program) by repaving such streets with asphaltic concrete 402/404; and declaring an emergency. (PUBLIC SERVICE)
- 7 ORDINANCE authorizing the Mayor or his designee to enter into a contract or contracts, after publicly advertising for bids for the purchase of services for the rehabilitation of Kerr Park in keeping with the Akron Parks Challenge; and declaring an emergency. (PARKS & RECREATION)
- 8 ORDINANCE authorizing the Mayor or his designee to enter into a contract or contracts, after publicly advertising for bids for the purchase of services for the rehabilitation of Jewett Park in keeping with the Akron Parks Challenge; and declaring an emergency. (PARKS & RECREATION)

#### **RULES (M. Freeman, Chair)**

NO ITEMS

#### **BUDGET & FINANCE (M. Freeman, Chair)**

FIRST READING AND REFERRED:

RESOLUTION adopting an annual operating budget for the fiscal year 2022; and declaring an emergency. (3/14/22)

ORDINANCE to make the annual appropriation for the current expenses, other expenditures and the capital outlays of the City of Akron for the fiscal year ending December 31, 2022; and declaring an emergency. (3/14/22)

#### **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)**

UP FOR PUBLIC HEARING MARCH 21, 2022:

ORDINANCE authorizing a Conditional Use to establish a commercial distribution office at 1169 Triplett Boulevard; and declaring an emergency. (2/28/22)

ORDINANCE authorizing a Conditional Use to construct a sign at 182 S. Main Street; and declaring an emergency. (2/28/22)

UP FOR PUBLIC HEARING MARCH 28, 2022:

ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 539 Castle Boulevard; and declaring an emergency. (2/28/22)

ORDINANCE amending The Zoning Map by changing the Single Family Residential Use District Classification (U1, H1, A1) Use and Apartment House Use District Classification (U2, H2, A3) Use on property located at 2744 Manchester Road to a Retail Business Use District Classification (U3, H2, A3) Use; and declaring an emergency. (2/28/22)

TIME:

D-443 Petition of Captain D's LLC for a Conditional Use to construct a restaurant at 497 East Waterloo Road. (3/7/22)

D-444 Petition of Bronze Stone Cemetery Associates for a Conditional Use to expand Mount Peace Cemetery to Doyle Street and Doyle Court. (3/7/22)

D-423 Petition of Latasha Swoope for a Conditional Use to establish a Type A daycare at 539 Castle Boulevard. (PC-2022-02-CU) (2/7/22)

D-424 Petition of Akron Civic Theatre for a Conditional Use to construct a sign at 182 S. Main Street. (PC-2021-63-CU) (PC-2021-93-CU) (2/7/22)

D-425 Petition of CLSK Logistics, LLC, for a Conditional Use to establish a commercial distribution office at 1169 Triplett Boulevard. (PC-2022-01-CU) (2/7/22)

ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road; and declaring an emergency. (12/6/21) (Public Hearing was held January 24, 2022)

D-371 Petition of Alicia Lee, for a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road. (PC-2021-58-CU) (PC-2021-38-CU) (11/15/21)

ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue; and declaring an emergency. (Public Hearing was held 9/20/212)

D-302 Petition of Mayamu Konneh for a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue. (PC-2021-37-CU) (9/13/21)

ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (Public Hearing was held 9/13/21)

D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 814 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)

ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)

D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)

ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)

D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)

ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)

D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)

D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

**PUBLIC SERVICE (T. Mosley, Chair)**

NO ITEMS

**PUBLIC UTILITIES & GREEN (M. Freeman, Chair)**

NO ITEMS

**PUBLIC SAFETY (D. Kammer, Chair)**

NO ITEMS

**PARKS & RECREATION (P. Lombardo, Chair)**

NO ITEMS

**HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)**

NO ITEMS

**HEALTH & SOCIAL SERVICES (L. Omobien, Chair)**

NO ITEMS

**FILED:**

D-444. Annual Report of the Akron Municipal Court

**ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

ORDINANCE NO. 50-2022 authorizing the Deputy Mayor of Integrated Development or his designee to enter into an agreement or agreements with IRG RC for the acquisition of land at 51 Kelly Avenue; permitting the granting of an easement over a portion of 51 Kelly Avenue at V.L. River Street to IRG; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 51-2022 approving the sale of various City-owned properties pursuant to the City's Land Reutilization Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 52-2022 authorizing the Service Director or his designee to bid, use CUE bids, State bids, Sourcewell bids, Omnia Public Partners Public Sector bids, and/or other such public bids or consortiums and enter into a contract or contracts for the purchase, lease/purchase,

and/or refurbishment of various vehicles and equipment; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 53-2022 authorizing the Director of Public Service, or his designee, after publicly advertising for bids, to enter into a contract or contracts to repair defective sidewalks and drive aprons throughout the City of Akron and to address ADA accessibility issues at city parks and community centers as part of its City Sidewalks 2022 project; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 54-2022 authorizing the Director of Public Service to enter into a contract or contracts, after publicly advertising for bids, for the purchase and application of asphaltic concrete, pavement removal, riser rings micro-surfacing, partial depth resurfacing, and preventive maintenance for various streets in the 2022 Resurfacing Program, including alternates; approving specifications therefor; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 55-2022 authorizing the Service Director or his designee to enter into an agreement or agreements with neighboring communities and/or the County of Summit for participation and cost sharing in the 2022 Resurfacing Program; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 56-2022 ratifying the Director of Public Service's entrance into a contract with Spano Brothers Construction, Inc., for emergency temporary pavement repairs at three water main break locations in Downtown Akron; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

ORDINANCE NO. 57-2022 authorizing the Mayor, or his designee, to enter into a contract or contracts with TomTod Ideas, Inc. for a partnership with the City of Akron in the Creative Akron Summer Program for 2022; and declaring an emergency. Vote: 11-0 Malik abstained; Neal absent

RESOLUTION NO. 58-2022 expressing opposition to H.B. No. 327, a bill introduced in the Ohio General Assembly to prohibit school districts, community schools, STEM schools, and state agencies from teaching, advocating, or promoting "divisive concepts," as it furthers discrimination and targets Black, brown, and LGBTQIA+ individuals by attempting to block important conversations and debates, especially in our educational institutions; expressing appreciation to Equality Ohio for its work to identify and research legislation that will negatively impact our most vulnerable communities; and declaring an emergency. Vote: 12-0 Neal absent

ORDINANCE NO. 59-2022 accepting a vacation plat for a portion of Darwin Avenue, east of S. Seiberling Street; and declaring an emergency. Vote: 12-0 Neal absent

RESOLUTION NO. 60-2022 congratulating The University of Akron's Men's Basketball Team on winning the Mid-American Conference Championship; and declaring an emergency. Vote: 12-0 Neal absent

**COMMITTEE MEETINGS**  
**Scheduled for March 21, 2022:**

<b>1:00 P.M.</b>	<b>Planning &amp; Economic Development</b>	<b>2:30 P.M.</b>	<b>Health &amp; Social Services</b>
<b>1:45 P.M.</b>	<b>Parks &amp; Recreation</b>	<b>2:45 P.M.</b>	<b>Public Utilities &amp; Green</b>
<b>2:00 P.M.</b>	<b>Public Service</b>	<b>3:00 P.M.</b>	<b>Budget &amp; Finance</b>
<b>2:15 P.M.</b>	<b>Public Safety</b>	Subject to call	<b>Housing &amp; Neighborhood Assistance</b>
<b>2:30 P.M.</b>	<b>Rules</b>		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE  
MEETING. PLEASE CHECK BACK FOR FINALIZED  
AGENDA.**